

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing Of Claims:

Claims 1 – 60 (Cancelled).

Claim 61 (Currently Amended): An image capture apparatus comprising:

an image capture unit adapted to capture an image using an image pickup

element; and

a switch adapted to instruct the image capture apparatus to start a recording

process of recording a captured image to a recording medium[.]; and

~~wherein the image capture apparatus is capable of determining, a control unit~~

~~adapted to determine,~~ using (a) a first exposure value indicating an exposure of an image

captured before the switch is operated, (b) a second exposure value indicating an exposure of an

image captured after the switch is operated, (c) a first white balance value indicating a white

balance of an image captured before the switch is operated, and (d) a second white balance value

indicating a white balance of an image captured after the switch is operated, whether to issue a

warning to a user or not,

wherein the warning allows the user to determine whether to store the captured

image.

Claim 62 (Currently Amended): An image capture apparatus according to claim

61, ~~wherein the image capture apparatus is capable of determining, control unit determines,~~ using

the first exposure value, the second exposure value, the first white balance value and the second

white balance value, whether to start the recording process or not.

Claim 63 (Currently Amended): An image capture apparatus comprising:

an image capture unit adapted to capture an image using an image pickup element; ~~and~~

a switch adapted to instruct the image capture apparatus to start a recording process of recording a captured image to a recording medium; and

~~wherein the image capture apparatus is capable of determining, a control unit~~
adapted to determine, using a first white balance value indicating a white balance of an image captured before the switch is operated and a second white balance value indicating a white balance of an image captured after the switch is operated, whether to issue a warning to a user or not,

wherein the warning allows the user to determine whether to store the captured image.

Claim 64 (Currently Amended): An image capture apparatus according to claim 63, wherein the ~~image capture apparatus is capable of determining,~~ control unit determines, using the first white balance value and the second white balance value, whether to start the recording process or not.

Claim 65 (Currently Amended): A method for controlling an image capture apparatus, the image capture apparatus includes an image capture unit adapted to capture an image using an image pickup element; and a switch adapted to instruct the image capture apparatus to start a recording process of recording a captured image to a recording medium, the method comprising:

a step of determining, using (a) a first exposure value indicating an exposure of an image captured before the switch is operated, (b) a second exposure value indicating an exposure of an image captured after the switch is operated, (c) a first white balance value indicating a

white balance of an image captured before the switch is operated, and (d) a second white balance value indicating a white balance of an image captured after the switch is operated, whether to issue a warning to a user or not,

wherein the warning allows the user to determine whether to store the captured image.

Claim 66 (Previously Presented): A method according to claim 65, further comprising a step of determining, using the first exposure value, the second exposure value, the first white balance value and the second white balance value, whether to start the recording process or not.

Claim 67 (Currently Amended): A method for controlling an image capture apparatus, the image capture apparatus includes an image capture unit adapted to capture an image using an image pickup element; and a switch adapted to instruct the image capture apparatus to start a recording process of recording a captured image to a recording medium, the method comprising:

a step of determining, using a first white balance value indicating a white balance of an image captured before the switch is operated and a second white balance value indicating a white balance of an image captured after the switch is operated, whether to issue a warning to a user or not,

wherein the warning allows the user to determine whether to store the captured image.

Claim 68 (Currently Amended): A method according to claim 67, further comprising a step of determining, using the first white balance value and the second white balance value, whether to start the recording process or not.